IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.45012-M of 2006

DATE OF DECISION: OCTOBER 9, 2006

Akbar and another

...PETITIONERS

VERSUS

State of Haryana

....RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. Sunil Panwar, Advocate,
for the petitioners.
Mr.Partap Singh, Sr.DAG, Haryana.

...

The petitioners apprehending their arrest in a non-bailable offence in case FIR No.135 dated 23.4.2006 registered under Sections 148,149,323,324,326 and 506 IPC at Police Station Punhana, District Mewat, have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

I have heard the counsel for the parties and gone through the contents of the FIR.

This order be read in continuation of the earlier order dated August 3, 2006 passed by this Court.

Counsel for the petitioners contends that in this case there is delay of 3 days in lodging the FIR. He further contends that no injury has been attributed to the petitioners which falls under Section 326 IPC.

Counsel for the petitioners contends that in terms of the aforesaid interim order, the petitioners have joined the investigation. Counsel for the respondent State does not dispute this fact and further states that the petitioners are no more required for further investigation.

In view of the above and for the reasons stated in the interim order dated August 3, 2006, the same is made absolute on the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under Section 173 Cr.P.C. except for material change in the circumstances. Thereafter, the petitioners shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

October 9, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE